UNITED STATED DISTRICT COURT
FOR THE DISTRICT OF RHODE ISLAND

FILED
JUN 24 2004
U.S. DISTRICT COURT
DISTRICT OF RHODE ISLAND

GEORGE GUINDON, BARBARA GUINDON, Individually BARBARA GUINDON, as Mother and Next Friend to ERICAGUINDON, minor; TAMMY AYER, as Guardian and Next Friend to KAYLA MARIE DOROTHY ABBENANTE AYER, minor LOUIS ROSSI, as Administrator of the Estate of JOSEPH ROSSI; CHRISTOHER SCOT; JULIANA GIAVEN, ERIC MALARDO; MICHELLE MALARDO; RICHARD SANETTI; PATRICIA SANETTI; MICHELLE SPENCE, Individually, MICHELLE SPENCE, as Mother and Next Friend of Hailey Spence, minor; CATHERINE CARIGNAN, EDWARD CORBETT, III; PAUL AND BETTY ROE, Individually, PAUL AND BETTY ROE, as Co-Administrators of the Estate of LORI K. DURANTE; DANIEL DAVIDSON; and STEPHEN BRUNO	:	
VS.	:	C.A. NO.: 03-335-L
AMERICAN FOAM CORPORATION; FOAMEX INTERNATIONAL; BARRY H. WARNER; TRITON REALTY LIMITED PARTNERSHIP; JEFFREY DERDERIAN; MICHAEL DERDERIAN; DERCO, LLC; MANIC MUSIC MANAGEMENT, INC.; JACK RUSSELL, MARK KENDALL; DAVID FILICE; ERIC POWERS; DANIEL BICHELE; PAUL WOOLNOUGH; KNIGHT RECORDS INC.; ANHEUSER-BUSCH COMPANIES, INC.; MCLAUGHLIN & MORAN, INC., LUNA TECH, INC.; LUNA TECH PYROTECHNIC GMBH; CLEAR CHANNEL COMMUNICATIONS, INC., d/b/a WHJY-FM; MOTIVA ENTERPRISES, LLC; SHELL OIL COMPANY; TOWN OF WEST WARWICK, DENNIS LAROCQUE, STATE OF RHODE ISLAND and IRVING J. OWENS	:	

MOTION OF DEFENDANT FOAMEX INTERNATIONAL, INC. FOR LEAVE TO FILE REPLY MEMORANDUM AND FOR ENLARGEMENT OF PAGE LIMITS

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Defendant Foamex International, Inc. ("Foamex") filed a Motion to Dismiss in the above matter on April 30, 2003. Plaintiffs filed their opposition to the Motion to Dismiss on June 18, 2004. Michelle Spence ("Spence"), a plaintiff in this matter was granted, on June 15, 2004, a ten (10) day extension of time by this Court to respond to Foamex's Motion to Dismiss. Foamex has subsequently agreed to a further extension of time to July 8, 2004 for Spence to respond to the Motion to Dismiss. In order that Foamex may have sufficient time to reply to the opposition memoranda filed by plaintiffs in all Station fire cases in which it has moved to dismiss, Foamex respectfully requests that it be allowed up to and including July 30, 2004, within which to file a Reply Memorandum. This defendant further requests that it be allowed to file a Reply Memorandum not to exceed ten (10) pages.

A memorandum in support of this motion is not required pursuant to the Local Rules of this Court.

Defendant
FOAMEX INTERNATIONAL, INC.
By Its Attorneys,

HIGGINS, CAVANAGH & COONEY

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Granted:
Ronald R. Lagueux
Sr. USDC 7/12/04